



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

---

86 Chambers Street  
New York, New York 10007

December 6, 2021

By ECF

The Honorable Valerie Caproni  
United States District Judge  
Southern District of New York  
Thurgood Marshall U.S. Courthouse  
40 Foley Square  
New York, New York 10007

Re: *Natural Resources Defense Council v. Regan*, No. 21 Civ. 461 (VEC) (S.D.N.Y.)

Dear Judge Caproni:

This Office represents the defendants, the United States Environmental Protection Agency, and its Administrator, Michael S. Regan, in his official capacity (together, the “EPA”), in this action. I write, jointly with counsel for plaintiff, to respectfully request that the Court enter the accompanying proposed consent decree to resolve this matter.

As detailed in prior letters, EPA provided an opportunity for public comment on the proposed consent decree. Notice of the proposed consent decree was published in the Federal Register in October. *See Proposed Consent Decree, Safe Drinking Water Act Claims*, 86 Fed. Reg. 59383 (Oct. 27, 2021). That notice and comment process is now complete, and no comments were received on the proposed consent decree.

Accordingly, the parties jointly request that the Court enter the proposed consent decree, which we will file on the docket as a proposed order after docketing this letter.

We thank the Court for its attention to this matter.

Respectfully,

DAMIAN WILLIAMS  
United States Attorney

By: /s/ Zachary Bannon  
ZACHARY BANNON  
Assistant United States Attorney  
Telephone: (212) 637-2697  
E-mail: Zachary.Bannon@usdoj.gov